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08 UNITED STATES DISTRICT COURT
09 WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

10 UNITED STATES OF AMERICA,)

11 Plaintiff,)

12 v.)

13 ALICIA DIANNA LABELLE,)

14 Defendant.)
15 _____)

Case No.: CR08-186 DB

ORDER REVOKING BOND
AND DETENTION ORDER

16 Offenses Charged:

17 Theft of Government Property, in violation of 18 U.S.C. § 641

18 Bond Revocation Hearing: April 9, 2009

19 On February 13, 2009, the defendant made her initial appearance at an arraignment
20 and detention hearing held before United States Magistrate Judge Brian A. Tsuchida after
21 which defendant was released on an appearance bond that included restrictions that she not
22 commit any violations of law.

23 On March 13, 2009, Pretrial Services filed a Petition for Warrant for Defendant
24 Under Pretrial Services Supervision, alleging that the defendant had violated the terms and
25 conditions of her bond as follows:

- 26 1. Alicia Dianna Labelle has violated a special condition of bond requiring she

01 submit to drug and alcohol testing as directed by Pretrial Service, by failing to
02 submit to testing on March 5, 2009, March 9, 2009, and March 13, 2009.

- 03 2. Alicia Dianna Labelle has violated a special condition of her bond requiring
04 she maintain her residence and not change her residence without prior
05 approval of Pretrial Services by failing to reside at her mother's home in Oak
06 Harbor, Washington.

07 On April 3, 2009, Pretrial Services filed a Report of Supplemental Violations,
08 alleging that the defendant had violated the terms and conditions of her bond as follows:

- 09 3. Alicia Dianna L[a]belle has violated the general terms and conditions of her
10 bond by committing a new law violation by being arrested by the Island
11 County Sheriff's Office on March 24, 2009, for Assault 4th Degree Domestic
12 Violence and Interfering with Reporting Domestic Violence.

13 On April 9, 2009, the defendant appeared before the undersigned Magistrate Judge.
14 She was advised of her rights in connection with the Petition for Warrant for Defendant
15 Under Pretrial Services Supervision and Report of Supplemental Violation. A status hearing
16 was set for April 16, 2009 at 1:30 p.m.

17 Pursuant to CrR 32.1, CrR46(c) and 18 U.S.C. § 3142(f), and based upon the factual
18 findings and statement of reasons for detention hereafter set forth, finds:

19 FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

20 (1) On February 13, 2009, defendant was released on bond with pretrial
21 supervision and special conditions.

22 (2) Defendant failed to appear for her trial on April 7, 2009.

23 (3) Defendant has a history of multiple failures to appear.

24 (4) Defendant is not complying with supervision.

25 (5) There appear to be no conditions or combination of conditions other than
26 detention that will reasonably assure the defendant's appearance at future Court hearings as

01 required, and that will address the risk of the defendant's danger to the community.

02 IT IS THEREFORE ORDERED:

- 03 (1) Defendant's bond is hereby revoked;
- 04 (2) Defendant shall be detained pending trial and committed to the custody of the
- 05 Attorney General for confinement in a correction facility separate, to the
- 06 extent practicable, from persons awaiting or serving sentences or being held in
- 07 custody pending appeal;
- 08 (3) Defendant shall be afforded reasonable opportunity for private consultation
- 09 with counsel;
- 10 (4) On order of a court of the United States or on request of an attorney for the
- 11 government, the person in charge of the corrections facility in which
- 12 defendant is confined shall deliver the defendant to a United States Marshal
- 13 for the purpose of an appearance in connection with a court proceeding; and
- 14 (5) The Clerk shall direct copies of this Order to counsel for the United States, to
- 15 counsel for the defendant, to the United States Marshal, and to the United
- 16 States Pretrial Services Officer.

17 DATED this 10th day of April, 2009.

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20 JAMES P. DONOHUE

21 United States Magistrate Judge

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